



City of YUMA

**CITY OF YUMA
REGULAR CITY COUNCIL MEETING **SUMMARY**
COUNCIL CHAMBERS – YUMA CITY HALL
ONE CITY PLAZA, YUMA, ARIZONA
WEDNESDAY, MARCH 17, 2010
5:30 P.M.**

CALL TO ORDER 5:30 P.M.

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

FINAL CALL for submission of Speaker Request Forms

PRESENTATIONS

I. CALL TO THE PUBLIC

**NO LEGAL
ACTION
PERMITTED**

Members of the public may address the City Council on matters that are not listed on the City Council agenda. The City Council cannot discuss or take legal action on any matter raised unless it is properly noticed for discussion and legal action. At the conclusion of the Call to the Public, individual members of the City Council may respond to criticism made by those who have addressed the City Council, may ask staff to review a matter or may ask that a matter be placed on a future agenda. All City Council meetings are recorded and videotaped.

II. MOTION CONSENT AGENDA

All items listed on the Motion Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a Councilmember so requests. In which event, the item will be removed from the Motion Consent Agenda and the vote or action will be taken separately.

A. Approval of minutes of the following City Council meeting(s):

- APPROVED** 1. Regular Worksession December 1, 2009
- APPROVED** 2. Regular Worksession February 2, 2010

B. Approval of Staff Recommendations:

Page Item

1. Executive Sessions may be held at the next regularly scheduled Special Worksession, Regular Worksession and City Council Meeting for personnel, legal, litigation and real estate matters pursuant to A.R.S. § 38-431.03 Section A (1), (3), (4), and (7). (City Attorney)

APPROVED 2. Special Event Liquor License: Yuma Sunrise Rotary Club

Approve a Special Event Liquor License application submitted by Herlinda Hassell-Wilson, on behalf of the Yuma Sunrise Rotary Club, for a Beer and Salsa Tasting event. The event will be held at the Arizona Historical Society/Sanguinetti House Museum, 240 S. Madison Avenue, April 9, 2010, from 6:00 p.m. to 10:00 p.m. (SP10-05) (City Administration/City Clerk)

APPROVED 3. Special Event Liquor License: Yuma County Board of Supervisors

Approve a Special Event Liquor License application submitted by Adam Rodriguez, on behalf of the Yuma County Board of Supervisors, for the annual Yuma County Employee BBQ. The event will be held at the Yuma Catholic High School athletic field, 2100 W. 28th Street, Saturday, April 17, 2010, from noon to 11:00 p.m. (SP10-06) (City Administration/City Clerk)

- APPROVED** 4. **Contract Award: Request for Qualifications (RFQ) Professional Property and Right-of-Way Acquisition Services on a Delivery Order Basis**
- Authorize staff to negotiate and execute a one-year contract with the option to renew for four additional one-year periods, one year at a time, depending on the appropriation of funds and satisfactory performance, for Professional Property and Right-of-Way Acquisition Services on a Delivery Order Basis with the following firm:
Tierra Right of Way Services Ltd., Tucson, Arizona. (City Engineering - RFQ #2010000172)
- APPROVED
AS
AMENDED** 5. **Agreement: Arizona State Parks Board**
- Authorize the City Administrator to execute an agreement with Arizona State Parks to lease, manage, and operate the Yuma Territorial Prison State Historic Park. (City Administration/Yuma Crossing National Heritage Area)
- APPROVED
AS
AMENDED** 6. **Agreement: Yuma Crossing National Heritage Area Corporation**
- Authorize the City Administrator to execute an Agreement to convey to the Yuma Crossing National Heritage Area the responsibility for operations of the Yuma Territorial Prison State Historic Park, without City funding, and to provide performance standards for the Yuma Crossing National Heritage Area Corporation. (City Administration/Yuma Crossing National Heritage Area)
- APPROVED** 7. **Contract Amendment: Delivery of Colorado River Water to the City of Yuma - Gila Project**
- Amendment to Contract No. 4-07-30-W0055 for delivery of Colorado River Water to Agua Viva Water Plant. (Utilities/Administration)
- APPROVED** 8. **Settlement of Claim Agreement: Sylvestri**
- Authorize settlement of the Sylvestri v. City of Yuma claim concerning a traffic accident between a City of Yuma sanitation truck and Ms. Sylvestri. (City Attorney)

APPROVED 9. Heritage Library Park Sculpture

Approve accession of Mexican Hero sculpture for Heritage Library Park. (City Administration)

SUGGESTED MOTION: To approve the MOTION CONSENT AGENDA as recommended:

M/_____ S/_____ VV/_____

III. RESOLUTION CONSENT AGENDA

All items listed on the Resolution Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a City Councilmember so requests or a Speaker Request Form has been submitted. In which event, the item will be removed from the Resolution Consent Agenda and the vote or action will be taken separately.

ADOPTED A. Resolution R2010-09 City Council Meeting Procedures and Public Input Guidelines

Establish a policy regarding City Council Meeting Procedures and Public Input Guidelines. (City Administration/City Clerk)

FAILED B. Resolution R2010-10 Intent to Form Improvement District No. 69

Authorize the formation of a sanitary sewer improvement district for the Country Estates Unit No. IV subdivision, located on the north side of 12th Street, approximately 950 feet west of Avenue B. (City Engineering)

ADOPTED C. Resolution R2010-11 Development Fee Deferral: Bradley Family Trust

Approve a Development Agreement with the Bradley Family Trust, deferring Citywide Development Fees for Lots 335 and 336, The Palms RV Resort subdivision. (City Engineering/Administration)

ADOPTED D. Resolution R2010-12 Development Fee Deferral: Nomar Developments, Inc.

Approve a Development Agreement with Nomar Developments, Inc., permitting the deferral of Citywide Development Fees and water and sanitary sewer capacity fees for Lot 85, Tillman Estates - Phases II & III subdivision. (City Engineering/ Administration)

ADOPTED E. Resolution R2010-13 Development Fee Deferral: 8E Investments, LLC

Approve a Development Agreement with 8E Investments, LLC, permitting the deferral of Citywide Development Fees and water and sanitary sewer capacity fees for two lots in the Sierra Montana Unit No. 2 subdivision. (City Engineering/ Administration)

ADOPTED F. Resolution R2010-14 Development Fee Deferral: Sierra Montana-8E Development, Inc.

Approve a Development Agreement with Sierra Montana-8E Development, Inc., permitting the deferral of Citywide Development Fees and water and sanitary sewer capacity fees for certain specified lots in Sierra Montana Unit No. 2 subdivision. (City Engineering/Administration)

SUGGESTED MOTION: To adopt the RESOLUTION CONSENT AGENDA as recommended:

M/ _____ **S/** _____ **RV/** _____

IV. ADOPTION OF ORDINANCES CONSENT AGENDA

All items listed on the Ordinances Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a City Councilmember so requests or a Speaker Request Form has been submitted. In which event, the item will be removed from the Ordinance Consent Agenda and the vote or action will be taken separately.

There are no ordinances scheduled for adoption at this time.

V. INTRODUCTION OF ORDINANCES

The following ordinance(s) is presented to the City Council for introduction. No vote or action by the City Council is necessary. However, the City Council may, at its option, vote or take action where appropriate. Ordinances given introduction are generally presented to the City Council for adoption at the next Regular City Council meeting.

There are no ordinances to be introduced at this time.

VI. PUBLIC HEARINGS & RELATED ACTIONS

There are no public hearings scheduled at this time.

VII. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Discussion and possible action on the following items:

**APPOINTMENT
MADE**

1. Possible appointment of Interim City Administrator
2. Appointment to boards, commissions, committees and offices:

**APPOINTMENTS
MADE**

- Yuma Public Safety Police Board: one term to expire 12/31/2013
- Yuma Fire Public Safety Board: one term to expire 12/31/2013

Discussion and possible action on the following items:

3. Announcements:

**NOT
REPORTED**

- City Council report on meetings/events attended – City Council report on issues discussed in meetings/events attended by a City Council representative in their official capacity as the City's representative during the period of March 3, 2010 through March 17, 2010. City Council questions regarding the update must be limited solely for clarification purposes. If further discussion is warranted, the issue will be added to a future agenda for a detailed briefing.
- City Council report of upcoming meetings.
- City Council request for agenda items to be placed on future agendas.

4. Scheduling: Motion to schedule future City Council meetings pursuant to Arizona Revised Statutes Section 38-431.02 and the Yuma City Code, Chapter 30.

**SPECIAL COUNCIL MEETING SCHEDULED FOR 3/23/2010
SPECIAL WORKSESSIONS RESUME BEGINNING 4/6/2010**

VIII. SUMMARY OF CURRENT EVENTS

**NOT
REPORTED**

This is the City Administrator's opportunity to give notice to the City Council of current events impacting the City. Comments are intended to be informational only and no discussion, deliberation or decision will occur on this item.

IX. EXECUTIVE SESSION

**EXECUTIVE
SESSION
NOT HELD**

An Executive Session may be held during this meeting to discuss pending Legal/Personnel/Real Estate matters. An Agenda will be posted 24 hours in advance.

ADJOURNMENT 7:14 p.m.

In accordance with the Americans with Disabilities Act (ADA) and Section 504 of the Rehabilitation Act of 1973 the City of Yuma does not discriminate on the basis of disability in the admission of or access to, or treatment or employment in, its programs, activities, or services. For information regarding rights and provisions of the ADA or Section 504, or to request reasonable accommodations for participation in City programs, activities, or services contact: ADA/Section 504 Coordinator, City of Yuma Human Resources Department, One City Plaza, PO Box 13012, Yuma, Arizona 85366-3012; (928) 373-5125 or TTY (928) 373-5149.